Single Bench

03

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION NO. 196 OF 2005

BETWEEN

Lachha Kumar Chandel, aged about 43 years S/o Late Budhiyar Chandel, Resident of Aama Talab Road, Post Office Ward, District Dhamtari (CG).

P.R. No. 182/05 Presented by Shri A. Dais Road on dated 19.01.05

PETITIONER

A N D

1. The State of Chhattisgarh, through the Secretary Department of School Education, Mantralay, D.K.S. Building, Raipur (CG).

2. The Director, Public Instructions, Raipur (CG).

3. The Collector, Dhamtari, District Dhamtari (CG).

4. The District Education Officer, Dhamtari, District Dhamtari (CG).

5. The Principal, Government Girl's Higher Secondary School, Dhamtari, District Dhamtari (CG).

6. The Head Master, Government Poorva Madhyamik Shala Bhatgaon District Dhamtari (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक ...W.P. 196..... **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

17.6.2005

Smt. Renu Kochar, counsel for the petitioner.

Shri P.s. Koshy, Dy. Advocate General for the State/respondents No. 1 to 4.

Heard finally with the consent of the parties.

This petition has been filed, challenging the impugned order dated 3.12.2004 (Annexure P-5) by which, the petitioner has been suspended under the rules applicable in his case.

Notices were issued by this Court.

It is stated that the preliminary submission on behalf of the respondents has been filed on 14.6.2005.

A copy of this submission has been shown to my by the State counsel. It is stated vide para 2 of the written submission that after issuance of the suspension order dated 3.12.2004, a departmental enquiry was conducted against the petitioner and the same has been finally concluded. The petitioner has been held guilty of non-compliance of the order and therefore, a minor punishment has been imposed upon the petitioner stopping 1 annual increment with cumulative effect. It is also stated that the period of suspension has been treated as period on duty.

The impugned suspension order has been revoked and the posting order of the petitioner has been issued. The petitioner has joined on 26.5.2005 at his new place of posting. The copy of the final order passed in the departmental proceedings and copy

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मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

of the joining report of the petitioner have been filed as Annexures R-1 & R-2 respectively.

Since, the departmental enquiry itself has been concluded and further the order of suspension has been revoked and the petitioner has been reinstated, this petition has become infructuous. There is no necessity of passing any order regarding quashment of the impugned suspension order.

The petition stands finally disposed of.

There shall be no orders as to costs.

Sd/-
Sunil Kumar Sinha
Judge

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